

# SIKKIM

## GOVERNMENT



## GAZETTE

### EXTRAORDINARY PUBLISHED BY AUTHORITY

Gangtok

Thursday 23<sup>rd</sup> July, 2009

No. 276

### COMMERCIAL TAX DIVISION FINANCE, REVENUE & EXPENDITURE DEPARTMENT GOVERNMENT OF SIKKIM

No.02/Fin/Adm

Dated:- 17.06.2009

### NOTIFICATION

In exercise of the powers conferred by Section 11 read with Sections 9 and 10 of the Sikkim Transport Infrastructure Development Fund Act, 2004 (2 of 2004), the State Government hereby makes the following rules further to amend the Sikkim Transport Infrastructure Development Fund Rules, 2004, namely :-

**Short title, extent  
and commencement**

1. (1) These rules may be called the Sikkim Transport Infrastructure Development Fund (Amendment) Rules, 2009.  
(2) They shall extend to the whole of Sikkim.  
(3) They shall be deemed to have come into force on the 1<sup>st</sup> day of April, 2008.

**Insertion of  
new rules**

2. In the Sikkim Transport Infrastructure Development Fund Rules, 2004, after rule 4, the following rules shall be inserted, namely :-

**"Receipt to  
the fund**

5. The fund shall be constituted in the Public Account and classified under the head "8235 – General and Other Reserve Fund, 200-Other Funds 02 STIDF" in the Accounts of the Government. The receipt to the fund shall initially be credited to the receipt head "0045-Other taxes and Duties on Commodities and Services, 112-Receipts from Cesses under Other Acts 01 Receipt under Sikkim Transport Infrastructure Development Fund Act." The Commercial Tax Division shall collect the receipts and maintain the book of account in a proper manner.

**Operation of Fund**

6. A Committee consisting of the Financial Commissioner/Principal Secretary, Finance, Revenue and Expenditure as Chairman, the Secretary, Roads and

**Administration  
of the Fund  
and investment**

Bridges Department, the Secretary, Transport Department and the Controller of Accounts as members shall administer the Fund. The Head of Office of the Commercial Taxes Division, Finance, Revenue and Expenditure Department shall be the Member Secretary of the Committee.

7. On receipt of the deposits, Commercial Taxes Division of the Finance, Revenue and Expenditure Department shall take all necessary actions for investment of the receipts. The investment of the fund shall be done with the State Bank of Sikkim as and when instructions are issued to them. On receipt of the scrolls for the investments, transactions shall be accounted for under the head "8235 – General and Other Reserve Fund, 201 – Other funds – Investment Accounts". However, the incidental charges like commissions etc. shall be accounted for a charge to the Fund. The Committee shall assess the requirement of funds for meeting expenses in respect of the Fund by keeping provisions for expenditure in the budget of the concerned department under relevant Head. The extent of expenditure to be financed from the Funds as decided and authorized shall be withdrawn from the Fund after disposal of the investment holding and credit the same to the disposal investment account. The interest receipts shall form a part of the fund and must be accounted for as such. However, only actual amount of expenditure shall be brought to the account under the relevant Major and Minor heads of account and 901 – Deduct amount met from Transport Infrastructure Development Fund which will appear as recovery below the line in the Demands for Grants of the State Government.

**Miscellaneous expenditure**

8. All Administrative and miscellaneous expenses for operation of the fund shall be borne by the State Government from the normal budgetary provisions and not from the Fund."

**T.T. Dorji, IAS  
Additional Chief Secretary**